

RECEIVED  
CENTRAL FAX CENTER

SEP 26 2005

LAW OFFICES OF  
**McGINN INTELLECTUAL PROPERTY LAW GROUP, PLLC**  
 A PROFESSIONAL LIMITED LIABILITY COMPANY  
 PATENTS, TRADEMARKS, COPYRIGHTS, AND INTELLECTUAL PROPERTY LAW

8321 OLD COURTHOUSE ROAD, SUITE 200  
 VIENNA, VIRGINIA 22182-3817  
 TELEPHONE: (703) 761-4100  
 FACSIMILE/DATA: (703) 761-2375; 761-2376  
 E-MAIL: MCGINN@AOL.COM / ADMIN@MCGINNIPPLAW.COM  
 SENDER'S E-MAIL: SMCG INN@MCGINNIPPLAW.COM

SEAN M. MCGINN  
 PHILLIP E. MILLER\*  
 FREDERICK E. COOPERRIDER\*  
 JAMES E. HOWARD\*  
 JAMES N. DRESSER  
 JOHN J. DRESCH  
 SCOTT M. TULINO  
 J. BRADLEY WRIGHT\*  
 \*MEMBER OF BAR OTHER THAN VA

September 26, 2005

**VIA FACSIMILE**  
**EXPEDITED PROCEDURE**

To: Examiner Dzung D. Tran Facsimile No. 571-273-8300  
 Group Art Unit No. 2633  
 U. S. P. T. O.

From: Phillip E. Miller Facsimile No. 703-761-2375

Re: Filing of Amendment and Excess Claim Fee Payment Letter  
 U. S. Patent Application Serial No. 10/765,955  
 Our Ref: KUD.036DIV

Dear Examiner:

Enclosed please find an Amendment and Excess Claim Fee Payment Letter which is filed in response to the Office Action dated June 29, 2005, which should place the above-referenced Application in condition for allowance.

Thank you in advance for your kind consideration of this case.

Very truly yours,  
  
 Phillip E. Miller

PEM/lnb  
 Enclosure

RECEIVED  
OIPE/IAP

SEP 27 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Yukio Michishita

Serial No.: 10/765,955

Group Art Unit: 2633

Filed: January 29, 2004

Examiner: Tran, Dzung D.

For: LIGHT BRANCHING APPARATUS AND OPTICAL COMMUNICATION SYSTEM  
USING THE SAMECommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450RECEIVED  
CENTRAL FAX CENTER

SEP 26 2005

EXCESS CLAIM FEE PAYMENT LETTER

Sir:

Transmitted herewith is an Amendment in the above-identified application. The fee for excess claims added by the amendment has been calculated and is transmitted as shown below.

	<u>Number of Claims Previously Paid for</u>	<u>Number of claims After Amendment</u>	<u>Excess Claims</u>	<u>Rate</u>	<u>Fee Due</u>
Total claims	21	26	5	\$50.00	250.00
Indep. claims	4	4	0	\$200.00	0.00
Total Additional Fee for this Amendment					\$ 250.00

The Commissioner is hereby authorized to charge the amount of \$250.00 to Attorney's Deposit Account No. 50-0481.

The Commissioner is hereby authorized to charge any deficiency in fees or to credit any overpayment in fees to Attorney's Deposit Account No. 50-0481.

Date: 9/26/05

Respectfully Submitted,

  
 Phillip E. Miller

Reg. No. 46,060

 McGinn IP Law Group, PLLC  
 8321 Old Courthouse Road, Suite 200  
 Vienna, VA 22182-3817  
 (703) 761-4100  
 Customer No. 21254

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Yukio Michishita

Serial No.: 10/765,955

Group Art Unit: 2633

Filed: January 29, 2004

Examiner: Tran, Dzung D.

For: LIGHT BRANCHING APPARATUS AND OPTICAL COMMUNICATION  
SYSTEM USING THE SAMECommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**AMENDMENT UNDER 37 C.F.R. §1.111**

Sir:

In response to the Office Action dated June 29, 2005, please amend the above-  
identified application as follows:

09/27/2005 EAREGAY1 00000016 500481 10765955

01 FC:1202 250.00 DA